

**MINUTES OF THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

December 26, 2000

DIVISION ONE

B136789 Meyerstein et al.
 v.
 Columbia West Hills Medical Center et al.

Filed order denying petition for rehearing.

DIVISION TWO

B137061 The Network Club International (Not for Publication)
 v.
 Gary Weaver et al.

The order denying appellant Weaver's motions to vacate the default judgment against him is reversed. The order denying appellant Weaver Family Limited Partnership's motion to vacate the judgment against it is reversed. The case is remanded with directions to vacate the default and the judgment as against Weaver and the judgment as against defendant Weaver Family Limited Partnership. Weaver and the Weaver Family Limited Partnership shall recover their costs on appeal from The Network Club International.

Nott, Acting P.J.

We concur: Cooper, J.
 Todd, J.

DIVISION TWO (Continued)

B136585 Los Angeles County, D.C.F.S. (Not for Publication)
v.
Dora P.

The judgment is affirmed.

Nott, J.

We concur: Boren, P.J.
 Todd, J.

B139567 Los Angeles County, D.C.F.S. (Not for Publication)
v.
Regina A., et al.

The judgment is affirmed.

Nott, J.

We concur: Boren, P.J.
 Cooper, J.

B142076 Los Angeles County, D.C.F.S. (Not for Publication)
v.
Naty P.

The order under review is affirmed.

Nott, J.

We concur: Boren, P.J.
 Todd, J.

December 26, 2000-Continued

DIVISION TWO (Continued)

B141482 People (Not for Publication)
v.
Martinez

The Court:

The judgment is affirmed.

Boren, P.J., Nott, J., Cooper, J.

B135273 People (Not for Publication)
v.
Bragg

The judgment is modified to reflect 96 days of presentence conduct credit and a total of 288 days of presentence credit. In all other respects, the judgment is affirmed.

Nott, Acting P.J.

We concur: Cooper, J.
Todd, J.

B140451 People (Not for Publication)
v.
Johnson

The judgment is affirmed.

Nott, J.

We concur: Boren, P.J.
 Cooper, J.

December 26, 2000-Continued

DIVISION TWO (Continued)

[illegible]

The judgment is affirmed.

Nott, J.

We concur: Boren, P.J.
 Todd, J.

DIVISION FOUR

B140416 People (Not for Publication)
v.
Puryear

The superior court's refusal to grant the People's motion to reinstate the complaint was in error. The order is reversed and the superior court is directed to return the case to the magistrate with orders to resume the proceedings within 10 days, pursuant to section 871.5.

Hastings, J.

We concur: Vogel (C.S.), P.J.
Epstein, J.

B131089 Riggio (Not for Publication)
v.
Walt Disney Company et al.

The judgment is affirmed. Respondents shall recover their costs on appeal.

Hastings, J.

We concur: Epstein, Acting P.J.
Curry, J.

DIVISION FOUR (Continued)

[illegible]

The judgment is modified by providing that as to count 12 the defendant was convicted of second degree burglary. The trial court is directed to prepare and forward to the Department of Corrections an amended abstract of judgment reflecting the corrected sentence on count 12 and the appropriate corrections on counts 13 to 15 as required to comply with former section 1170.95. As so modified, and in all other respects, the judgment is affirmed.

Vogel (C.S.), P.J.

We concur: Hastings, J.
Curry, J.

B139251 People (Not for Publication)
v.
Rodney

For the foregoing reasons, the judgment is affirmed.

Vogel (C.S.), P.J.

We concur: Epstein, J.
Curry, J.

B133346 People (Not for Publication)
v.
Reese

The judgment is affirmed.

Curry, J.

We concur: Vogel (C.S.), P.J.
Hastings, J.

December 26, 2000-Continued

DIVISION FOUR (Continued)

B135724 People (Not for Publication)
v.
Sanchez

For the foregoing reasons, the judgment is affirmed.

Hastings, J.

We concur: Vogel (C.S.), P.J.
Epstein, J.

[illegible]

The judgment is affirmed.

Vogel (C.S.), P.J.

We concur: Epstein, J.
Hastings, J.

B134071 People (Not for Publication)
v.
Molina

The judgment is affirmed.

Vogel (C.S.), P.J.

We concur: Hastings, J.
Curry, J.

DIVISION FOUR (Continued)

B142622 In re Garibay (Not for Publication)
 on
 Habeas Corpus

The order to show cause is discharged. The clerk of the superior court is directed to prepare and forward to the Department of Corrections an amended abstract of judgment reflecting that the sentences on counts II and III (violation of Pen. Code, 288, subd. (a)) are hereby stayed, said stay to become permanent upon completion of the sentence imposed on count I (violation of pen. Code, 288.5). In all other respects, the July 7, 2000, petition for a writ of habeas corpus is denied for failure to state a prima facie claim for relief.

Vogel (C.S.), P.J.

We concur: Epstein, J.
 Hastings, J.

DIVISION FIVE

B138376 People (Not for Publication)
 v.
 Roscoe Leon Hilliard

The judgment is affirmed.

Turner, P.J.

We concur: Grignon, J.
 Godoy Perez, J.

DIVISION SIX

B132317 Baxter Healthcare Corporation
 v.
 California Insurance Guarantee Association

Filed order denying petition for rehearing.

December 26, 2000-Continued

DIVISION SIX (Continued)

B141642 Morales (Not for Publication)
v.
Port-a-Stor et al.

The order setting aside the default and default judgment is affirmed. Respondents are awarded their costs on appeal.

Yegan, J.

We concur: Gilbert, P.J.
Coffee, J.

B140099 People (Not for Publication)
v.
Malis

The judgment is affirmed.

Perren, J.

We concur: Gilbert, P.J.
Yegan, J.

B140149 People (Not for Publication)
v.
Doremus

The judgment is affirmed.

Yegan, Acting P.J.

We concur: Coffee, J.
Perren, J.

DIVISION SIX (Continued)

B144996 Maria V. (Not for Publication)

v.

Santa Barbara Superior Court
(Santa Barbara County D.P.S.S., r.p.i.)

The petition is denied.

Perren, J.

We concur: Yegan, Acting P.J.
 Coffee, J.

B139748 Ehrhardt (Certified for Publication)

v.

Ehrhardt-Bullard

The order awarding attorney's fees and costs is reversed. The parties shall bear their own costs on appeal.

Yegan, Acting P.J.

We concur: Coffee, J.
 Perren, J.

B129735 People (Not for Publication)

v.

Garfel

The judgment is modified by striking one of the one year enhancements under section 667.5, subdivision (b), reducing appellant's aggregate term to 26 years to life. In all other respects, the judgment is affirmed. The superior court is directed to prepare a corrected abstract of judgment and forward a certified copy to the Department of Corrections.

Yegan, J.

We concur: Gilbert, P.J.
 Coffee, J.

December 26, 2000-Continued

DIVISION SIX (Continued)

B137026 People (Not for Publication)
v.
Padilla

The judgment is affirmed.

Perren, J.

We concur: Gilbert, P.J.
Yegan, J.

B139918 People (Not for Publication)
v.
Giusti

The judgment (order of commitment) is affirmed.

Coffee, J.

We concur: Gilbert, P.J.
Perren, J.

B141558 People (Not for Publication)
v.
Olivares

The judgment is affirmed.

Coffee, J.

We concur: Gilbert, P.J.
Yegan, J.